

13049 U.S. PTO  
121503

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

PTO/SB/05 (08-03)  
Approved for use through 01/31/2006. OMB 0651-0032  
U.S. Patent and Trademark Office. U.S. DEPARTMENT OF COMMERCE

<b>UTILITY PATENT APPLICATION TRANSMITTAL</b>  (Only for new nonprovisional applications under 37 CFR 1.53(b))	<b>Attorney Docket No.</b>	07778.002 / 6096 P
	<b>First Inventor</b>	Berndt P. SCHMIT, et al.
	<b>Title</b>	RESTRAINING APPARATUS AND METHOD FOR USE IN IMAGING PROCEDURES
	<b>Express Mail Label No.</b>	EV 321 688 861 US

<b>APPLICATION ELEMENTS</b> See MPEP chapter 600 concerning utility patent application contents.	<b>ADDRESS TO:</b> Mail Stop Patent Application Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450
<p>1. <input checked="" type="checkbox"/> <b>Fee Transmittal Form (e.g., PTO/SB/17)</b> (Submit an original and a duplicate for fee processing)</p> <p>2. <input checked="" type="checkbox"/> <b>Applicant claims small entity status.</b> See 37 CFR 1.27.</p> <p>3. <input checked="" type="checkbox"/> <b>Specification</b> [Total Pages <b>24</b>] (preferred arrangement set forth below)</p> <ul style="list-style-type: none"><li>- Descriptive title of the Invention</li><li>- Cross Reference to Related Applications</li><li>- Statement Regarding Fed sponsored R &amp; D</li><li>- Reference to sequence listing, a table, or a computer program listing appendix</li><li>- Background of the Invention</li><li>- Brief Summary of the Invention</li><li>- Brief Description of the Drawings (if filed)</li><li>- Detailed Description</li><li>- Claims(s)</li><li>- Abstract of the Disclosure</li></ul> <p>4. <input checked="" type="checkbox"/> <b>Drawing(s)</b> (35 U.S.C. 113 [Total Sheets <b>8</b>])</p> <p>5. <b>Oath or Declaration</b> [Total Pages <b>3</b>]</p> <p>a. <input type="checkbox"/> Newly executed (original or copy)</p> <p>b. <input checked="" type="checkbox"/> Copy from a prior application (37 CFR 1.63 (d)) (for continuation/divisional with Box 18 completed)</p> <p>i. <input type="checkbox"/> <b>DELETION OF INVENTOR(S)</b> Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b).</p> <p>6. <input type="checkbox"/> <b>Application Data Sheet.</b> See 37 CFR 1.76</p>	<p>7. <input type="checkbox"/> CD-ROM or CD-R in duplicate, large table or Computer Program (Appendix)</p> <p>8. <b>Nucleotide and/or Amino Acid Sequence Submission (if applicable, all necessary)</b></p> <p>a. <input type="checkbox"/> Computer Readable Form (CRF)</p> <p>b. <b>Specification Sequence Listing on:</b></p> <p>i. <input type="checkbox"/> CD-ROM or CD-R (2 copies); or</p> <p>ii. <input type="checkbox"/> paper</p> <p>c. <input type="checkbox"/> Statement verifying identity of above copies</p>
<b>ACCOMPANYING APPLICATION PARTS</b>	
<p>9. <input type="checkbox"/> Assignment Papers (cover sheet &amp; document(s))</p> <p>10. <input type="checkbox"/> 37 CFR 3.73(b) Statement (when there is an assignee) <input type="checkbox"/> Power of Attorney</p> <p>11. <input type="checkbox"/> English Translation Document (if applicable)</p> <p>12. <input checked="" type="checkbox"/> Information Disclosure Statement (IDS)/PTO-1449 <input type="checkbox"/> Copies of IDS Citations</p> <p>13. <input type="checkbox"/> Preliminary Amendment</p> <p>14. <input checked="" type="checkbox"/> Return Receipt Postcard (MPEP 503) (Should be specifically itemized)</p> <p>15. <input type="checkbox"/> Certified Copy of Priority Document(s) (If foreign priority is claimed)</p> <p>16. <input type="checkbox"/> Nonpublication Request under 35 U.S.C. 122 (b)(2)(B)(i). Applicant must attach form PTO/SB/35 or its equivalent.</p> <p>17. <input checked="" type="checkbox"/> Other: <u>Appointment of Associate Attorney</u></p>	

18. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in a preliminary amendment, or in an Application Data Sheet under 37 CFR 1.76:

☒ Continuation ☐ Divisional ☐ Continuation-in-part (CIP)

of prior application No.: 09 / 738,423

Prior application information: Examiner Ching CHANG

Group Art Unit: 3748

For CONTINUATION OR DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

#### 19. CORRESPONDENCE ADDRESS

☐ Customer Number or Bar Code Label



or ☒ Correspondence address below

Name	Vanessa B. Pierce				
Address	Parsons Behle & Latimer				
	201 S. Main St., Suite 1800				
City	Salt Lake City	State	UT	Zip Code	84111-2218
Country	USA	Telephone	801-532-1234	Fax	801-536-6111

Name (Print Type)	Vanessa B. Pierce	Registration No. (Attorney/Agent)	42,074
Signature	<i>Vanessa B. Pierce</i>	Date	12/15/03

121503

13049 U.S. PTO

PTO/SB/17 (10-03)

# FEE TRANSMITTAL for FY 2004

Effective 10/01/2003. Patent fees are subject to annual revision.

☒ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$ ) 385.00

## Complete if Known

Application Number	N/A
Filing Date	December 15, 2003
First Named Inventor	Berndt P. SCHMIT, et al.
Examiner Name	Unknown
Art Unit	Unknown
Attorney Docket No.	07778.002 / 6096 P

## METHOD OF PAYMENT (check all that apply)

☒ Check ☐ Credit card ☐ Money Order ☐ Other ☐ None☐ Deposit AccountDeposit  
Account  
Number

50-0581

Deposit  
Account  
Name

Parsons Behle &amp; Latimer

The Director is authorized to: (check all that apply)

☐ Charge fee(s) indicated below ☒ Credit any overpayments☒ Charge any additional fee(s) or any underpayment of fee(s)☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

## FEE CALCULATION

## 1. BASIC FILING FEE

Large Fee Code	Entity Fee (\$)	Small Fee Code	Entity Fee (\$)	Fee Description	Fee Paid
1001	770	2001	385	Utility filing fee	385.00
1002	340	2002	170	Design filing fee	
1003	530	2003	265	Plant filing fee	
1004	770	2004	385	Reissue filing fee	
1005	160	2005	80	Provisional filing fee	

SUBTOTAL (1) (\$ ) 385.00

## 2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

	Extra Claims	Fee from below	Fee Paid
Total Claims	-20** =	X	
Independent Claims	-3** =	X	
Multiple Dependent			

Large Fee Code	Entity Fee (\$)	Small Fee Code	Entity Fee (\$)	Fee Description
1202	18	2202	9	Claims in excess of 20
1201	86	2201	43	Independent claims in excess of 3
1203	290	2203	145	Multiple dependent claim, if not paid
1204	86	2204	43	** Reissue independent claims over original patent
1205	18	2205	9	** Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) (\$ ) 0

\*\*or number previously paid, if greater; For Reissues, see above

## FEE CALCULATION (continued)

## 3. ADDITIONAL FEES

Large Fee Code	Entity Fee (\$)	Small Fee Code	Entity Fee (\$)	Fee Description	Fee Paid
1051	130	2051	65	Surcharge - late filing fee or oath	
1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet	
1053	130	1053	130	Non-English specification	
1812	2,520	1812	2,520	For filing a request for ex parte reexamination	
1804	920 *	1804	920 *	Requesting publication of SIR prior to Examiner action	
1805	1,840 *	1805	1,840 *	Requesting publication of SIR after Examiner action	
1251	110	2251	55	Extension for reply within first month	
1252	420	2252	210	Extension for reply within second month	
1253	950	2253	475	Extension for reply within third month	
1254	1,480	2254	740	Extension for reply within fourth month	
1255	2,010	2255	1,005	Extension for reply within fifth month	
1401	330	2401	165	Notice of Appeal	
1402	330	2402	165	Filing a brief in support of an appeal	
1403	290	2403	145	Request for oral hearing	
1451	1,510	1451	1,510	Petition to institute a public use proceeding	
1452	110	2452	55	Petition to revive - unavoidable	
1453	1,330	2453	665	Petition to revive - unintentional	
1501	1,330	2501	665	Utility issue fee (or reissue)	
1502	480	2502	240	Design issue fee	
1503	640	2503	320	Plant issue fee	
1460	130	1460	130	Petitions to the Commissioner	
1807	50	1807	50	Processing fee under 37 CFR 1.17(q)	
1806	180	1806	180	Submission of Information Disclosure Stmt	
8021	40	8021	40	Recording each patent assignment per property (times number of properties)	
1809	770	2809	385	Filing a submission after final rejection (37 CFR § 1.129(a))	
1810	770	2810	385	For each additional invention to be examined (37 CFR § 1.129(b))	
1801	770	2801	385	Request for Continued Examination (RCE)	
1802	900	1802	900	Request for expedited examination of a design application	

Other fee (specify)

\*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$ ) 0

## SUBMITTED BY

Complete (if applicable)

Name (Print Type)	Vanessa B. Pierce	Registration No. (Attorney/Agent)	42,074	Telephone	801-532-1234
Signature				Date	December 15, 2003

**WARNING:** Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.



A PROFESSIONAL  
LAW CORPORATION

201 South Main Street  
Suite 1800  
Salt Lake City, Utah  
84111-2218  
Post Office Box 45898  
Salt Lake City, Utah  
84145-0898  
Telephone 801 532-1234  
Facsimile 801 536-6111  
E-Mail: pbl@pblutah.com

Vanessa B. Pierce

Direct Dial  
(801) 536-6707  
E-Mail  
VPierce@pblutah.com

December 15, 2003

**VIA EXPRESS MAIL LABEL NO. EV 321 688 861 US**

Commissioner for Patents  
Mail Stop PATENT APPLICATION  
P.O. Box 1450  
Alexandria, VA 22313-1450

**Re: Continuation Patent Application**  
**Inventors: Berndt P. SCHMIT, Mark KEETON, & Ben BABUSIS**  
**"Restraining Apparatus and Method for Use in Imaging Procedures"**  
**Attorney Docket No.: 07778.002 / 6096 P**

Sirs:

We have enclosed a Continuation Patent Application entitled "**Restraining Apparatus and Method for Use in Imaging Procedures.**" The application papers consist of:

1. The Utility Patent Application Transmittal;
2. the Patent Specification (24 pages);
3. the Drawings (8 pages);
4. a Declaration / Oath / Power of Attorney (copy from original application);
5. the Information Disclosure Statement Under 37 C.F.R. § 1.97(b);
6. the substitute for form 1449A/PTO (Information Disclosure Statement by Applicant);
7. the Appointment of Associate Attorney;
8. the Fee Transmittal for FY 2004;



13049 U.S. PTO

Commissioner for Patents  
Mail Stop PATENT APPLICATION  
Page 2

9. the Patent Application Data Sheet;
10. the Certificate of Mailing by Express Mail;
11. check number 172742 in the amount of \$385.00; and
12. an acknowledgment receipt postcard.

If there are any other necessary fees, please deduct them from our Deposit Account Number 50-0581.

Sincerely,

PARSONS BEHLE & LATIMER

Vanessa B. Pierce  
Registered Patent Attorney  
Reg. No.: 42,074

VBP/kgs  
enclosures

Vanessa B. Pierce  
Registered Patent Attorney

Direct Dial  
801 536-6707  
E-Mail  
VPierce@pblutah.com

**CERTIFICATE OF MAILING BY EXPRESS MAIL**

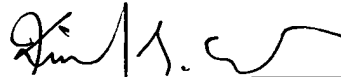
“Express Mail” Mailing Label No. EV 321 688 861 US

Date of Deposit: December 15, 2003

I hereby certify that the attached documents are being deposited with the United States Postal Service “Express Mail Post Office to Addressee” service under 37 C.F.R. § 1.10 on the date indicated above in an envelope addressed to: Mail Stop PATENT APPLICATION, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

DATED this 15<sup>th</sup> day of December, 2003.

Respectfully submitted,



Kimberly G. Snow, Assistant to  
VANESSA B. PIERCE  
Registration No. 42,074  
Attorney for Applicant

Attorney docket: 07778.002 / 6096 P  
Berndt P. SCHMIT, et al.